

06/25/01
J1036 U.S. PRO

Patent
Attorney's Docket No. 016800-450

J1036 U.S. PRO
09/88015
06/25/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING CONTINUATION/DIVISIONAL
APPLICATION UNDER 37 C.F.R. § 1.53(b)

Box PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a ☐ continuation ☒ divisional application under 37 C.F.R. § 1.53(b) of pending Application No. 09/216,862 filed on December 21, 1998, for USE OF CINNAMIC ACID OR OF ITS DERIVATIVES IN A COSMETIC FIRING COMPOSITION, by the following named inventor(s):

- (a) Full Name Lionel BRETON
- (b) Full Name Florence GIRERD
- (c) Full Name Béatrice RENAULT

- ☐ Applicant(s) hereby requests that the above-captioned application **NOT BE PUBLISHED** under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.
- ☒ The entire disclosure of the prior application from which a copy of the oath or declaration is supplied herewith is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- ☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application.

- (a) Full Name _____
- (b) Full Name _____
- (c) Full Name _____

- ☐ This application is being filed by more than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to add the name(s) of the following person or persons who are inventors of the invention being claimed in this application.

- (a) Full Name _____
- (b) Full Name _____
- (c) Full Name _____



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- ☐ Applicant(s) suggests Figure _ for inclusion on the front page of the patent application publication and/or patent.
1. ☒ Enclosed is a copy of the prior Application No. 09/216,862 as originally filed on December 21, 1998, including copies of the specification, claims, drawings and the executed oath or declaration as filed.
2. ☐ Enclosed is a revised prior application and a copy of the prior executed oath or declaration as filed. No new matter has been added to the revised application.
3. ☐ Small entity status is hereby claimed.
4. ☒ The filing fee is calculated below ☒ and in accordance with the enclosed preliminary amendment:

CLAIMS					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$710.00 (101)
Total Claims	25	MINUS 20 =	5	× \$18.00 (103) =	90
Independent Claims	5	MINUS 3 =	2	× \$80.00 (102) =	160
If multiple dependent claims are presented, add \$270.00 (104)					
Total Application Fee					960
If small entity status is claimed, subtract 50% of Total Application Fee					
Add Assignment Recording Fee of \$_ if Assignment document is enclosed					
TOTAL APPLICATION FEE DUE					\$960.00

5. ☐ Charge \$ _____ to Deposit Account No. 02-4800 for the fee due.
6. ☒ A check in the amount of \$ 960.00 is enclosed for the fee due.
7. ☒ The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.
8. ☒ Cancel in this application original claims 2 through 26 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
9. ☐ New drawings are enclosed.



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10. [X] Priority of Application No. 97-16180 filed on December 19, 1997 in France (country) is claimed under 35 U.S.C. § 119.
- [X] The certified copy of the priority application
- [] is enclosed.
- [X] was filed on December 21, 1998 in prior Application No. 09/216,862, filed on December 21, 1998, and acknowledged by the Examiner on March 13, 2001 in Paper No. 14.
- [] has not yet been filed.
11. [X] Please amend the specification by inserting before the first line the sentence:
- [X] --This application is a [] continuation [X] divisional of Application No. 09/216,862, filed on December 21, 1998.--.
- [] --This application is a [] continuation [] divisional of U.S. Application No. __, filed on __, which was a national stage filing under 35 U.S.C. § 371 of International Application No. __ filed on __, which International Application [] was [] was not published by the International Bureau in English on __.--.
- [] --This application is a [] continuation [] divisional of U.S. Application No. __, filed on __, which was a continuation of International Application No. __, filed on __, which International Application [] was [] was not published by the International Bureau in English on __.--.
12. [X] A preliminary amendment is enclosed.
13. [X] An Information Disclosure Statement is enclosed.
14. [] A General Authorization for Payment of Fees and Petitions for Extensions of Time is enclosed.
15. [X] Also enclosed is a copy of the International Search Report regarding French Application No. 9716180.
16. [X] The power of attorney in the prior application is to Norman H. Stepno.
- a. [X] The power appears in the original papers in the prior application.
- b. [] Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. [] Recognize as Associate Agent Mark L. Warzel, Reg. No. 47,264.



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